

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: GIBSON, Glenn R. et al.

Confirmation No.: 7110

Application No.: 10/721,652

Group Art Unit: 1615

Filed: November 25, 2003

Examiner: BARHAM, Bethany P.

For: PREBIOTIC COMPOSITIONS

Attorney Docket No.: 8497-US

AMENDMENT AND REPLY UNDER 37 C.F.R. §1.111

Mail Stop: AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Non-Final Office Action mailed March 25, 2008, Applicant submits the following amendments and remarks for entry into the above-identified application.

Applicant also herein requests a one month extension for this response as allowed under 37 C.F.R. § 1.136(a). The Examiner is authorized to charge Deposit Account No. 50-4498 in the name of Nestle Nutrition for the fee required under 37 C.F.R. § 1.17(a) and other fees that maybe deemed owed or credit any overpayment.

Amendments to the Claims appear herein starting on page 2.

Remarks in support of the patentability of the claims appear herein beginning on page 4.